

1 S.239

2 Representatives Koline of Dorset and Wright of Burlington move that the
3 House propose to the Senate that the bill as amended by the Committees on
4 Fish, Wildlife and Water Resources and on Ways and Means be further
5 amended by striking out Sec. 4, effective date, in its entirety and inserting in
6 lieu thereof two new sections to be Secs. 4–5 to read as follows:

7 Sec. 4. 7 V.S.A. § 1012 is added to read:

8 § 1012. LIQUID NICOTINE; PACKAGING

9 (a) Unless specifically preempted by federal law, no person shall
10 manufacture, regardless of location, for sale in; offer for sale in; sell in or into
11 the stream of commerce in; or otherwise introduce into the stream of
12 commerce in Vermont any liquid or gel substance containing nicotine unless
13 that product is contained in child-resistant packaging.

14 (b) As used in this section, “child-resistant packaging” means packaging
15 that is designed or constructed to be significantly difficult for children under
16 five years of age to open or obtain a toxic or harmful amount of the substance
17 contained therein within a reasonable time and not difficult for normal adults
18 to use properly, but does not mean packaging which all such children cannot
19 open or obtain a toxic or harmful amount within a reasonable time.

20 Sec. 5. EFFECTIVE DATES

21 (a) Secs. 1–3 and this section shall take effect on passage.

1 (b) Sec. 4 (liquid nicotine; packaging) shall take effect on January 1, 2015.